

CITY OF NEWBERG CITY COUNCIL MINUTES
MARCH 7, 2011
7:00 P.M. MEETING
PUBLIC SAFETY BUILDING TRAINING ROOM (401 EAST THIRD STREET)

A Work Session was held prior to the meeting. A general discussion was held about the proposal for the City Council Guidelines and Rules. No decisions were made.

I. CALL MEETING TO ORDER

Mayor Bob Andrews called the meeting to order at 7:07 PM.

II. ROLL CALL

Members

Present:	Mayor Bob Andrews	Denise Bacon	Ryan Howard	Stephen McKinney
	Bart Rierson	Marc Shelton	Wade Witherspoon	

Staff

Present:	Daniel Danicic, City Manager	Terrence Mahr, City Attorney
	Barton Brierley, Planning and Building Director	Norma Alley, City Recorder
		Jennifer Nelson, Minutes Recorder

Others

Present: Roger Wiltshire, Denise Bellon, Sally Dallas, and Kris Horn

III. PLEDGE OF ALLEGIANCE

The Pledge of Allegiance was performed.

IV. CITY MANAGER'S REPORT

Mr. Daniel Danicic, City Manager, followed up on previous questions about locksmith services being provided through the fire department for the general public; in the two recent cases where this happened both involved toddlers locked inside a vehicle or a home. Panicked parents called 9-1-1 for assistance. It is the job of public safety to respond and always will. He also spoke of the new security measures at City Hall and the need for proximity cards or guest passes to access certain common staff areas and the elevator.

V. PUBLIC COMMENTS

Mr. Roger Wiltshire spoke of being a free American, and how this country was founded on capitalism, not socialism, communism, or anything else. He spoke of The Holy Bible, The Declaration of Independence, The Constitution, and The Pledge of Allegiance giving quotes about the foundation of this country and the inalienable rights of life, liberty, and the pursuit of happiness. He said a common theme through these documents was "liberty" and "tranquility" and offered several definitions of both words. He felt that wearing hats, coats, or dark glasses were of no danger to public safety or welfare and the Council guidelines 8.3 and 8.4 were a violation of his rights to freedom and tranquility.

Ms. Denise Bellon spoke with the council about the use of the trolley for the Newberg ARTwalk and how free rides were being provided to encourage attendance at this downtown event. She asked for tourism funds to be granted to support continuing the use of the trolley during the Newberg ARTwalk activities. Sponsorship for one evening costs \$400.00 and has been collected from downtown businesses up until this point, but businesses are having difficulty funding it now. She spoke of the benefits to businesses outside of the core downtown

along with plans to create full maps with destination points. The Chamber of Commerce granted them \$1,200.00 and the remaining balance is \$3,600.00. Councilor Marc Shelton said he understands the intent and asked if anyone had talked with Chehalem Valley Transit and if they compete with what you are doing. Ms. Bellon said they have not been asked.

Ms. Kris Horn, Co-Founder of ARTwalk, spoke of the growth in participation and the trolley helping to get people to the far ends of the event. The cost for the participating businesses is already great and they have been unable to absorb the additional cost of the trolley.

Mayor Andrews asked if the trolley route goes by the normal parking areas on 2nd Street and Blaine Street and behind the Cultural Center. Ms. Horn did not believe it did, but passengers do go through the walkway on 1st Street.

VI. CONSENT CALENDAR

Consider a motion approving **Resolution No. 2011-2935** authorizing the city manager to dedicate a portion of the property at 921 S. Blaine Street as public right-of-way.

MOTION: Rierson/Shelton approving the Consent Calendar including **Resolution No. 2011-2935** authorizing the city manager to dedicate a portion of the property at 921 S. Blaine Street as public right-of-way. (7 Yes/0 No) Motion carried.

VII. PUBLIC HEARINGS

Consider a motion approving **Ordinance No. 2011-2734** amending the Newberg Comprehensive Plan and Development Code to reflect the Newberg-Dundee Bypass Tier 2 alignment.

Mr. Barton Brierley, Planning and Building Director, presented the staff report including a PowerPoint summary and recommended adoption (see official meeting packet for full report).

Councilor Ryan Howard asked for more detail on the interchange overlay and what it implies for that area. Staff said there are two reasons for interchange overlay; to coordinate with the Oregon Department of Transportation (ODOT) for future development and for notification purposes. The concern was for this area to not be a destination creation, but to get traffic around the City, so commercial uses such as convenience stores, gas stations, or drive-ins would not be allowed by the bypass interchange.

Mayor Andrews opened for public testimony; none appeared. Staff recommended approval. The public hearing was closed.

MOTION: Shelton/Witherspoon approving **Ordinance No. 2011-2734** amending the Newberg Comprehensive Plan and Development Code to reflect the Newberg-Dundee Bypass Tier 2 alignment, read by title only.

Mayor Andrews spoke of the ongoing evolution of the transportation planning rules and what significant impacts are anticipated from what is being done in state legislature. Staff said there are some things being pondered by legislators that would better address circumstances like this. There is a plan for a bypass, which can only move forward when funding is available and the planning rules are not clear. They are hoping the rules will be clarified and other concerns are coming up, but these amendments will help this City to get down the road a little way while waiting for the different parts to come together. This will allow the bypass to become more official.

Councilor Denise Bacon asked about special planning to replace the affordable housing being lost because people are already being moved out of town due to no comparable housing here in town. She has a big issue with moving Newberg residents elsewhere. Staff said she has a right to be concerned and there are ways to address this issue so ODOT needs to keep their end of the bargain and efforts need to continue to replace that housing in Newberg.

Councilor Bart Rierison asked about the ways Newberg can work with ODOT since this is a high priority and Council does not like displacing city residents. He felt the need to support what is right by the citizens and he was concerned that moves are already starting when any ground-breaking is so far off. Staff suggested inviting ODOT representatives to give a report on their process and to see how they are planning to help be proactive to replace some of the lost housing.

Councilor Wade Witherspoon spoke of his experiences sitting on the parkway committee and hearing detailed reports on ODOT's process of relocating. The process is fair and they try to find housing in a certain radius; he was comfortable with their presentation that they are doing everything they can and sometimes people are getting a better deal than where they were. It is uncomfortable, but ODOT is doing all they can.

Councilor Shelton felt a report of ODOT's process would be unnecessary since the Mayor and Councilor Witherspoon can report this to the rest of the Council, but he did think the language should be changed on page 39, the first page of Exhibit "B", to say these things "must" be done rather than "shall". He also said he is hearing things a little differently on the street than what has been heard in ODOT's presentation about their process.

VOTE: To approve **Ordinance No. 2011-2734** amending the Newberg Comprehensive Plan and Development Code to reflect the Newberg-Dundee Bypass Tier 2 alignment, read by title only. (7 Yes/0 No) Motion carried.

VIII. COUNCIL BUSINESS

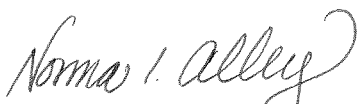
TIME – 7:57 PM

Council discussed how to proceed with the request made this evening to use Transient Lodging Tax dollars to fund the trolley for the Newberg ARTwalk. There were concerns about committing portions of this funding source when this could potentially go against what may be generated for the General Fund. There was a request for more information and to follow-up with this during the budget process.

X. ADJOURNMENT

The meeting adjourned at 8:09 PM.

ADOPTED by the Newberg City Council this 18th day of April, 2011.



Norma I. Alley, City Recorder

ATTEST by the Mayor this 21st day of April, 2011.



Bob Andrews, Mayor